

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5104

To amend title XIX of the Social Security Act to require each State plan for medical assistance under such title to impose nondiscrimination requirements on hospitals and nursing facilities receiving funds under the plan.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 26, 1994

Mrs. MEEK introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend title XIX of the Social Security Act to require each State plan for medical assistance under such title to impose nondiscrimination requirements on hospitals and nursing facilities receiving funds under the plan.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. NONDISCRIMINATION REQUIREMENTS FOR**  
4                       **HOSPITALS AND NURSING FACILITIES RE-**  
5                       **CEIVING FUNDS UNDER STATE MEDICAID**  
6                       **PLANS.**

7       (a) IN GENERAL.—Section 1902(a) of the Social Se-  
8       curity Act (42 U.S.C. 1396a(a)) is amended—

1           (1) by striking “and” at the end of paragraph  
2       (61);

3           (2) by striking the period at the end of para-  
4       graph (62) and inserting “; and”; and

5           (3) by inserting after paragraph (62) the fol-  
6       lowing new subparagraph:

7           “(63) provide that each hospital and nursing  
8       facility receiving funds under the plan shall not en-  
9       gage in any conduct (either directly or through con-  
10      tractual arrangements) which would have the effect  
11      of discriminating against an individual on the basis  
12      of race, national origin, religion, gender, sexual ori-  
13      entation, language, age, citizenship, or anticipated  
14      need for health services.”.

15       (b) EFFECTIVE DATE.—The amendment made by  
16      subsection (a) shall apply to quarters beginning on or  
17      after January 1, 1995.

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